

FILED

OCT 27 2016

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

U.S. DISTRICT COURT-WVND
CLARKSBURG, WV 26301

**BRENDA LEASURE, Administratrix of
the Estate of RICHARD J. ANDRESS, JR.**

Plaintiff,

v.

**CIVIL ACTION NO. 1:15-CV-201
Honorable Irene M. Keeley**

**THE SCHWAN FOOD COMPANY,
a Minnesota Corporation, SCHWAN'S
SHARED SERVICES, LLC, a Delaware
Limited Liability Corporation, SCHWAN'S
HOME SERVICE, INC., a Minnesota
Corporation, and CARLTON SPARE, JR.,
an individual,**

Defendants.

DISMISSAL ORDER

This day came Plaintiff, Brenda Leasure, Administratrix of the Estate of Richard J. Andress, Jr., by and through undersigned counsel, and came Defendants, The Schwan Food Company and Schwan's Shared Services, LLC, by and through undersigned counsel, and announced to the Court that the Plaintiff has decided to voluntarily withdraw and agreed to dismiss, with prejudice, all claims against Defendants, The Schwan Food Company and Schwan's Shared Services, LLC, as parties to this matter. Wherefore, counsel for the Plaintiff and Defendants, The Schwan Food Company and Schwan's Shared Services, LLC, jointly move the Court, pursuant to Rule 41(a) of the West Virginia Rules of Civil Procedure, for the entry of an Order effecting the dismissal of Defendants, The Schwan Food Company and Schwan's Shared Services, LLC, as parties herein, with prejudice.

Upon consideration thereof, there being no objection thereto and it appearing to the Court proper to do so, it is hereby **ORDERED** that the claims of Plaintiff, Brenda Leasure,

Administratrix of the Estate of Richard J. Address, Jr., in the above styled civil action be and hereby are dismissed against Defendants, The Schwan Food Company and Schwan's Shared Services, LLC, with prejudice, and Defendants, The Schwan Food Company and Schwan's Shared Services, LLC, are hereby dismissed as a party from this action, with prejudice.

ENTERED 27th Day of October 2016.


JUDGE IRENE M. KEELEY

Prepared by:

/s/Patricia M. Bello

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Reviewed and approved by:

/s/Keith A. Jones

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